

**CITY COUNCIL OF MONTEREY PARK
AND THE CITY COUNCIL ACTING ON BEHALF OF THE SUCCESSOR AGENCY
OF THE FORMER MONTEREY PARK REDEVELOPMENT AGENCY
AGENDA**

SPECIAL MEETING

**Wednesday
March 16, 2016
6:00 P.M.**

MONTEREY PARK CITY HALL, ROOM 266

320 W. Newmark Avenue, Monterey Park, CA 91754

MISSION STATEMENT

The mission of the City of Monterey Park is to provide excellent services to enhance the quality of life for our entire community.

Communication by the Public is an important part of the Local Government Process. Staff reports, writings, or other materials related to an item on this Agenda, which are distributed to the City Council/Agency Board less than 72 hours before this scheduled meeting are available for public inspection in the City Clerk's Office located at 320 West Newmark Avenue, Monterey Park, CA 91754, during normal business hours. Such staff reports, writings, or other materials are also on the City's website subject to staff's ability to post the materials before the meeting. The City's website is located at www.montereypark.ca.gov. Copies of staff reports and/or written documents pertaining to any item on the Agenda are on file in the Office of the City Clerk and are available for public inspection during regular business hours.

PUBLIC COMMENTS ON AGENDA ITEMS

For members of the public wishing to address the City Council regarding any item on this Agenda including the Consent Calendar or Oral Communications, please fill out a speaker card and return it to the City Clerk before the announcement of the Agenda Item.

Speakers are provided five (5) minutes per individual on each published agenda item. Individual speakers may consolidate time with another speaker's time; the total consolidated time cannot exceed two (2) minutes per speaker giving up time. However in the interest of ensuring that all members of the Public have an equal opportunity to participate, a single speaker cannot speak for more than ten (10) minutes on an individual Agenda item. If there are a large number of speakers on a particular agenda item, the Mayor, as confirmed by the City Council may reduce the amount of time allotted to each speaker or limit the total amount time allowed for speakers to address the agenda item. At the conclusion of that period of time, the speaker will be asked to please conclude their remarks so that the next speaker may begin their comments.

In accordance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please call City Hall, (626) 307-1359. Please notify the City Clerk's Office twenty-four hours prior to the meeting so that reasonable arrangements can be made to ensure availability of audio equipment for the hearing impaired. Council Chambers are wheelchair accessible.

PLEASE NOTE that this Agenda includes items considered by the City Council acting on behalf of the Successor Agency of the former Monterey Park Redevelopment Agency, and the Successor Housing Agency which dissolved February 1, 2012. Successor Agency matters will include the notation of "SA" next to the Agenda Item Number.

CALL TO ORDER

Mayor

ROLL CALL

Peter Chan, Mitchell Ing, Stephen Lam, Hans Liang, and Teresa Real Sebastian

AGENDA ADDITIONS, DELETIONS, CHANGES AND ADOPTIONS

ORAL AND WRITTEN COMMUNICATIONS

Items on the Consent Calendar are considered to be routine, ongoing business and will be enacted by one motion. There is no separate discussion on consent items unless a Council Member/Agency Member or citizen so requests, in which event the item is removed from the Consent Calendar and considered separately. The City Clerk will not accept cards after the item has been taken up.

NEW BUSINESS

1. NON-PROFIT FACILITY RESERVATIONS FEES

It is recommended that the City Council consider:

- (1) Providing direction as to fees charged to the American Legion/Veteran's Basketball group reservation on Thursday evenings at George Elder Gym. If the Council wishes to amend the City's fee schedule, the matter will be scheduled for a public hearing during a subsequent City Council meeting; and
- (2) Take such additional, related, action that may be desirable.

CLOSED SESSION

1. CONFERENCE WITH REAL PROPERTY NEGOTIATORS - GOVERNMENT CODE § 54956.8: 1 item

Property: APN 5257-005-904-905
540 West Garvey Avenue Monterey Park CA 91754
City/SA Negotiators: Paul Talbot, City Manager; Mark Hensley, City Attorney
Negotiating Parties: Selina Luong and Hau Xuan Luong ("Buyers")
Under Negotiation: Price and terms of payment

2. CONFERENCE LEGAL COUNSEL, EXISTING LITIGATION -GOVERNMENT CODE SECTION 54956.9 (d) - 2 cases

People ex rel. Mark D. Hensley, City Attorney v. Center International Investments, Inc., LASC Case No. BC605788 (December 31, 2015).

Diaz v. City of Monterey Park, USDC (Central) Case No. 2:15-CV-01262-DMG-JPR (April 24, 2015)

3. CONFERENCE LEGAL COUNSEL, SIGNIFICANT EXPOSURE TO LITIGATION - GOVERNMENT CODE SECTION 54956.9 (d) - 1 case

Tchang v. Garfield and Lincoln Property, LLC, USDC (Central) Case No. 2:16-cv-330 TJH (RAOx) (January 22, 2016)

ADJOURN



City Council Staff Report

DATE: March 16, 2016

AGENDA ITEM NO: New Business
Agenda Item No. 11

TO: The Honorable Mayor and City Council
FROM: Dan Costley, Recreation & Community Services Director
SUBJECT: Non-Profit Facility Reservations Fees

RECOMMENDATION:

It is recommended that the City Council consider:

- (1) Providing direction as to fees charged to the American Legion/Veteran's Basketball group reservation on Thursday evenings at George Elder Gym. If the Council wishes to amend the City's fee schedule, the matter will be scheduled for a public hearing during a subsequent City Council meeting; and
- (2) Taking such additional, related, action that may be desirable.

EXECUTIVE SUMMARY:

At the February 17th City Council meeting, questions arose about the fees charged for local non-profit groups who reserve Recreation Facilities. Following is background information on determining fees for these groups.

BACKGROUND

In 2009, the City Council approved the fee schedule that has been in effect until the Council approved new charges in August of last year. Under the old system, locally based non-profit groups paid nothing for their first five uses in a calendar year and if they used more than five, they paid a flat \$100 for the year; the groups would also be responsible for paying staffing fees of \$19.00 per hour for any reservation that would require additional staff to be brought in or stay later.

In developing the new fees, the Recreation & Parks Commission put the issue on its agenda several times and invited the local youth sports programs to explain how new fees would affect their program. At the conclusion of the process, the Commission voted to support a subsidy of 99.5% for non-profit youth groups use of facilities, and a 95% subsidy for Monterey Park based adult non-profit groups (non-profit Adult groups not based in Monterey Park receive a 50% subsidy). The staffing fee also remains in effect, with the fee going up to \$20.00 per hour for any reservation that would require extra staffing.

The American Legion/Veteran's basketball group has asked for the fees to be waived for the duration of the reservation because it feels Veteran's groups should be exempt from the fees because they are providing a service. Under the current reservation on Thursday evenings from 7:30 p.m. to 10:00 p.m., the American Legion is scheduled to pay \$5.00 per hour for the rental fee (\$12.50 per week) plus a staffing fee of \$20 per hour for the 9 p.m. to 10 p.m. portion of the reservation, which is after normal park operating hours. In total, the group is being asked to pay \$32.50 per evening, or \$1690 for a full year. These fees are based on the fee schedule approved by the City Council on August 8, 2015. Any change in fees for this group may trigger similar requests from other groups in similar situations.

Alternatively, staff has discussed the option of moving the Veteran's group to the 7p.m. – 9p.m. time slot. This would eliminate the staffing charge and the total fee would only be \$10 per night, or \$500 per year. Two anonymous donors have already offered to cover the next two years of costs for them under this scenario.

Staff also researched what other local cities charge for similar service:

Facility Costs – Basketball Gyms per hour

AGENCY	PRIVATE	NON-PROFIT	STAFF	RESIDENT
ALHAMBRA	\$55	\$15	\$15	\$45
BALDWIN PARK	\$99	Not Available	\$20	\$53
MONROVIA	\$45	\$25	\$15	\$20
PASADENA	\$165	\$125	\$31	\$83
ROSEMEAD	\$100	\$25	\$15	\$32
MONTEREY PARK	\$100	ADULTS: \$5 YOUTH: .50	\$20	\$100

FISCAL IMPACT:

Depending on the direction of the City Council, the following are some of the possible fiscal impacts:

- If the Status Quo is maintained, the American Legion/Veteran's Basketball program will be responsible for paying \$1690 for the year 2015.
- If the fees are reduced by eliminating the rental fee, but keeping the staffing fee, the group would pay \$1040, and the group would save \$550.

Staff Report
Page 3

- If the fees are reduced by eliminating the staffing fee, but keeping the rental fee, the group would pay \$550 and save \$1,040.
- If all fees are waived, the City would lose out on \$1690 in fees.
- It is difficult to ascertain what the impact might be on similar groups.

Respectfully submitted by:



Dan Costley
Director of Recreation and
Community Services

Approved By:



Paul L. Talbot
City Manager

Reviewed by:



Karl H. Berger
Assistant City Attorney